

Derek W. Loeser (*admitted pro hac vice*)  
KELLER ROHRBACK L.L.P.  
1201 Third Avenue, Suite 3200  
Seattle, WA 98101  
Tel.: (206) 623-1900  
Fax: (206) 623-3384  
dloeser@kellerrohrback.com

Lesley E. Weaver (SBN 191305)  
BLEICHMAR FONTI & AULD LLP  
1330 Broadway, Suite 630  
Oakland, California 94612  
Tel.: (415) 445-4003  
Fax: (415) 445-4020  
lweaver@bfalaw.com

*Plaintiffs' Co-Lead Counsel*

*Additional counsel listed on signature page*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: FACEBOOK, INC. CONSUMER  
PRIVACY USER PROFILE LITIGATION

This document relates to:

ALL ACTIONS

MDL No. 2843  
Case No. 18-md-02843-VC

**DECLARATION OF DEREK W. LOESER  
AND LESLEY E. WEAVER IN SUPPORT  
OF PLAINTIFFS' MOTION TO  
REQUIRE OBJECTOR FORTMAN TO  
POST BOND UNDER FEDERAL RULE  
OF APPELLATE PROCEDURE 7**

Judge: Hon. Vince Chhabria  
Courtroom: 4, 17th Floor  
Hearing Date: December 21, 2023  
Hearing Time: 1:00 pm

I, Derek W. Loeser, and I, Lesley E. Weaver, declare and state as follows:

1. Derek W. Loeser is a partner at the law firm of Keller Rohrback L.L.P., and Lesley E. Weaver is a partner at the law firm of Bleichmar Fonti & Auld LLP. We are Co-Lead Counsel for Plaintiffs in the above-captioned matter. We submit this declaration in support of Plaintiffs' Notice of Motion and Motion to Require Objector Fortman to Post Bond Under Federal Rule of Appellate Procedure 7.

2. We have personal knowledge of the information set forth herein and, if either of us is called as a witness, we each could and would testify competently thereto.

3. Based on Rule 39 of the Federal Rules of Appellate Procedure and Circuit Rule 39-1, as well as our firms' past expenses in other recent Ninth Circuit appeals, we conservatively estimate that the costs for preparing the record, and printing, copying, and mailing the briefs in this appeal will be at least \$8,500.

4. Given the extensive record in this case, excerpts of records submitted in the appeal will likely be larger than average, leading to higher-than-average FRAP 39 costs.

We declare under penalty of perjury that the foregoing is true and correct to the best of our knowledge.

Executed on November 14, 2023.

By:   
Derek W. Loeser

At: Seattle, Washington

By:   
Lesley E. Weaver

At: Oakland, California